

**EIGHTY-FOURTH GENERAL ASSEMBLY  
2012 REGULAR SESSION  
DAILY  
HOUSE CLIP SHEET**

APRIL 17, 2012

**Senate Amendment to  
HOUSE FILE 675**

**H-8457**

1 Amend House File 675, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 5, line 8, after <situated.> by inserting  
4 <The county identified on the state construction  
5 registry internet website at the time of posting the  
6 required notices pursuant to sections 572.13A and  
7 572.13B shall be the only county in which the building,  
8 land, or improvement may be charged with a mechanic's  
9 lien.>  
10 2. Page 6, line 12, after <Code> by inserting  
11 <Supplement>  
12 3. By striking page 6, line 28, through page 7,  
13 line 5, and inserting <the improved property.">  
14 4. Page 8, line 11, after <3.> by inserting <a.>  
15 5. Page 8, by striking lines 14 through 17 and  
16 inserting <and send a copy of the owner notice  
17 described in section 572.13. The owner notice shall  
18 contain the following language:  
19 Persons or companies furnishing labor or materials  
20 for the improvement of real property may enforce a  
21 lien upon the improved property if they are not paid  
22 for their contributions, even if the parties have no  
23 direct contractual relationship with the owner. The  
24 state construction registry provides a listing of all  
25 persons or companies furnishing labor or materials who  
26 have posted a lien or who may post a lien upon the  
27 improved property. If the person or company has posted  
28 its notice or lien to the state construction registry,  
29 you may be required to pay the person or company even  
30 if you have paid the general contractor the full amount  
31 due. Therefore, check the state construction registry  
32 internet website for information about the property  
33 including persons or companies furnishing labor or  
34 materials before paying your general contractor.  
35 In addition, when making payment to your general  
36 contractor, it is important to obtain lien waivers from  
37 your general contractor and from persons or companies  
38 registered as furnishing labor or materials to your  
39 property. The information in the state construction  
40 registry is posted on the internet website of the state  
41 construction registry.  
42 b. Other relevant information may be included with  
43 the notice described in subsection 1 as prescribed by  
44 the administrator pursuant to rule.  
45 c. The notice described in subsection 1 shall be  
46 sent to the owner's address. If the owner's address  
47 is different than the property address, a copy of the  
48 notice shall also be sent to the property address,  
49 addressed to the owner.>  
50 6. Page 20, after line 9 by inserting:

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1 <12. The administrator shall make, or cause to be  
2 made, preservation duplicates of state construction  
3 registry records, including records stored in a  
4 computer database. Any preservation duplicate record  
5 shall be accurate, complete, and clear, and shall be  
6 made, preserved, and made accessible to the public by  
7 means designated by the administrator by rule.>

8 7. Page 20, by striking lines 14 through 22 and  
9 inserting:

10 <Sec. \_\_\_\_\_. EFFECTIVE DATE. This Act takes effect  
11 January 1, 2013.

12 Sec. \_\_\_\_\_. APPLICABILITY.

13 1. Mechanics' liens filed prior to the effective  
14 date of this Act shall remain with the clerk of the  
15 district court of the county in which the building,  
16 land, or improvement charged with the lien is situated.

17 2. The notice provisions contained in this Act  
18 apply only to material furnished or labor performed  
19 after the effective date of this Act.>

20 8. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-8457 FILED APRIL 16, 2012

**Senate Amendment to  
House Amendment to  
SENATE FILE 2283**

H-8456

1 Amend the amendment, S-5062, to Senate File 2283, as  
2 passed by the Senate, as follows:

3 1. Page 1, after line 2 by inserting:

4 <\_\_\_\_. Page 2, line 15, before <which> by inserting  
5 <and its subspecies>

6 \_\_\_\_\_. Page 2, line 22, after <pheasant.> by  
7 inserting <This subsection is not applicable to game  
8 birds released for officially sanctioned field meets or  
9 trials and retriever meets or trials on private land  
10 pursuant to section 481A.22, pen-raised game birds used  
11 on private land pursuant to section 481A.56, or game  
12 birds released on hunting preserves pursuant to chapter  
13 484B.>>

14 2. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-8456 FILED APRIL 16, 2012

SENATE FILE 2284

H-8458

1 Amend Senate File 2284, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:

5 <DIVISION I

6 COMPETENCY-BASED INSTRUCTION

7 Section 1. Section 256.7, subsection 26, paragraph  
8 a, Code Supplement 2011, is amended by adding the  
9 following new subparagraph:

10 NEW SUBPARAGRAPH. (02) The rules shall allow a  
11 school district or accredited nonpublic school to award  
12 high school credit to a student upon the demonstration  
13 of required competencies for a course or content area,  
14 as approved by an appropriately licensed teacher. The  
15 school district or accredited nonpublic school shall  
16 determine the assessment methods by which a student  
17 demonstrates sufficient evidence of the required  
18 competencies.

19 Sec. 2. COMPETENCY-BASED INSTRUCTION TASK FORCE.

20 1. The superintendents of the school districts  
21 that have been approved by the department of education  
22 to implement competency-based instruction shall  
23 appoint a task force to conduct a study regarding  
24 competency-based instruction standards and options  
25 and the integration of competency-based instruction  
26 with the Iowa core curriculum, and to develop related  
27 assessment models and professional development focused  
28 on competency-based instruction.

29 2. At a minimum, the task force shall do all of the  
30 following:

- 31 a. Redefine the Carnegie unit into competencies.
- 32 b. Construct personal learning plans and templates.
- 33 c. Develop student-centered accountability and
- 34 assessment models.
- 35 d. Empower learning through technology.
- 36 e. Develop supports and professional development
- 37 for educators to transition to a competency-based
- 38 system.

39 3. a. The task force shall be comprised of at  
40 least sixteen members, nine of whom shall represent  
41 education stakeholders and practitioners knowledgeable  
42 about the Iowa core curriculum; one of whom shall be  
43 the deputy director and administrator of the division  
44 of learning and results of the department of education  
45 or the deputy director's designee; one of whom shall  
46 represent the area education agencies; one of whom  
47 shall represent the Iowa state education association;  
48 and four of whom shall represent the general assembly.

49 b. The four members of the general assembly  
50 shall serve as ex officio, nonvoting members. One

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1 representative shall be appointed by the speaker of  
2 the house of representatives, one representative shall  
3 be appointed by the minority leader of the house of  
4 representatives, one senator shall be appointed by the  
5 majority leader of the senate after consultation with  
6 the president of the senate, and one senator shall be  
7 appointed by the minority leader of the senate.

8 4. The person representing the area education  
9 agency shall convene the initial meeting. The task  
10 force shall elect one of its members as chairperson.  
11 After the initial meeting, the task force shall  
12 meet at the time and place specified by call of the  
13 chairperson. The department of education shall provide  
14 staffing services for the task force.

15 5. a. The task force shall submit a preliminary  
16 report that includes but is not limited to its  
17 findings and recommendations relating to subsection 2,  
18 paragraphs "b", "d", and "e", by January 15, 2013.

19 b. The task force shall submit its plan, findings,  
20 models, and recommendations in a final report to the  
21 state board of education, the governor, and the general  
22 assembly by November 15, 2013.

23 Sec. 3. EFFECTIVE UPON ENACTMENT. This division of  
24 this Act, being deemed of immediate importance, takes  
25 effect upon enactment.

26 DIVISION II

27 CORE CURRICULUM MATTERS

28 Sec. 4. Section 256.7, subsection 26, paragraph  
29 a, Code Supplement 2011, is amended by adding the  
30 following new subparagraph:

31 NEW SUBPARAGRAPH (3) Notwithstanding any  
32 provision to the contrary, an accredited nonpublic  
33 school is not required to meet the core curriculum and  
34 core content standards requirements of this chapter  
35 that are in conflict with tenets and practices of  
36 the bona fide religious institution in charge of the  
37 school.

38 Sec. 5. Section 256.7, subsection 26, paragraph  
39 a, Code Supplement 2011, is amended by adding the  
40 following new subparagraph:

41 NEW SUBPARAGRAPH. (4) The provisions of section  
42 256.18 shall be considered by the state board in  
43 developing the core curriculum requirements.

44 Sec. 6. Section 256.9, Code Supplement 2011, is  
45 amended by adding the following new subsections:

46 NEW SUBSECTION. 62. Appoint members to the core  
47 curriculum framework and core content standards  
48 advisory council established in section 256.41. The  
49 director may establish objectives for the council in  
50 accordance with section 256.41.

1     NEW SUBSECTION. 63. a. Create and disseminate  
2 to school districts, charter schools, and accredited  
3 nonpublic schools a model curriculum that is directly  
4 tied to the goals, outcomes, and assessment strategies  
5 identified in the core content standards. The model  
6 curriculum shall identify a developmentally appropriate  
7 scope and sequence of instruction applicable to  
8 the core content standards, instructional material  
9 resources, and teaching and assessment strategies.  
10 The model curriculum shall provide guidance to school  
11 districts and schools and expand on the core content  
12 standards. The model curriculum shall be modified as  
13 necessary to incorporate the core curriculum framework  
14 developed pursuant to paragraph "b".

15     b. Develop by July 1, 2015, a core curriculum  
16 framework aligned to the core curriculum standards  
17 established pursuant to section 256.7, subsection 26.

18     Sec. 7. NEW SECTION. 256.27 Remediation council.

19     1. A remediation council is established consisting  
20 of eight members appointed as follows:

21     a. One member representing the community colleges  
22 appointed by the president of the Iowa association of  
23 community college presidents.

24     b. One member representing the accredited private  
25 institutions appointed by the president of the Iowa  
26 association of independent colleges and universities.

27     c. One member representing the institutions of  
28 higher education governed by the state board of regents  
29 appointed by the president of the state board of  
30 regents.

31     d. One member representing the practitioner  
32 preparation programs at institutions of higher  
33 education governed by the state board of regents  
34 appointed by the president of the state board of  
35 regents.

36     e. One member representing school districts  
37 appointed by the president of the Iowa association of  
38 school boards.

39     f. One member representing accredited nonpublic  
40 schools appointed by the director of the department of  
41 education.

42     g. One member representing the department of  
43 education appointed by the director of the department  
44 of education.

45     h. One member representing the area education  
46 agencies appointed by the area education agency  
47 administrators.

48     2. Council members shall serve three-year terms  
49 beginning and ending as provided in section 69.19,  
50 and appointments shall comply with sections 69.16 and

1 69.16A. Vacancies on the council shall be filled in  
2 the same manner as the original appointment. A person  
3 appointed to fill a vacancy shall serve only for the  
4 unexpired portion of the term.

5 3. The member representing the department of  
6 education shall convene the initial meeting. The  
7 council shall elect one of its members as chairperson.  
8 The council shall meet at least quarterly, and at any  
9 time on the call of the chairperson.

10 4. a. The department shall provide staffing  
11 services for the council.

12 b. Notwithstanding section 257.16, subsection 5,  
13 the administrative costs of the council shall be paid  
14 from the appropriation made pursuant to section 257.16,  
15 subsection 5.

16 5. a. Prior to the initial meeting of the council,  
17 the member representing the community colleges shall  
18 convene a meeting of members appointed pursuant to  
19 subsection 1, paragraphs "a" through "d" to define  
20 "remediation" for purposes of the council and outline  
21 the skills and expectations for postsecondary level  
22 attendance. The definitions and outline shall be  
23 distributed and discussed at the initial council  
24 meeting.

25 b. The council shall identify measures to help  
26 students transition from the secondary to the  
27 postsecondary level, limit the cost of remediation,  
28 define and standardize the skill sets that determine  
29 the need for remediation, and create effective  
30 partnerships between secondary schools and higher  
31 education institutions. The council shall review  
32 activities and services designed to align school  
33 district curricula with core postsecondary level  
34 requirements and decrease the need for remedial  
35 coursework at the secondary school grade level through  
36 grade sixteen. The council shall develop strategies to  
37 strengthen grade nine through grade sixteen standards,  
38 competencies, assessment systems, and the professional  
39 development of teachers. For the fiscal year beginning  
40 July 1, 2012, the council shall focus on mathematics  
41 and English remediation measures.

42 6. The council shall submit its findings and  
43 recommendations in a report to the state board  
44 of education and the general assembly by November  
45 15 annually. The state board and department of  
46 education shall use the findings and recommendations to  
47 strengthen the common core curriculum and core content  
48 standards.

49 Sec. 8. Section 256.18, subsection 1, Code 2011, is  
50 amended by adding the following new paragraph:

1     NEW PARAGRAPH. 0b. Implementation of the core  
2 curriculum requirements established pursuant to  
3 section 256.7, subsection 26, on-going professional  
4 development, and assessment in the areas of student  
5 performance and educator performance shall include high  
6 expectations, fair and reliable measures of student  
7 achievement and teacher performance, and building  
8 capacities that address research-based and data-driven  
9 intentional cultures of safety and engagement,  
10 competencies for positive behaviors, competencies for  
11 deeper learning, and college, career, and citizenship  
12 readiness.

13     Sec. 9. NEW SECTION. 256.41 Core curriculum  
14 framework and core content standards advisory council.

15     1. A core curriculum framework and core content  
16 standards advisory council is established under the  
17 department.

18     2. The advisory council shall consist of no less  
19 than seven members appointed by the director in  
20 accordance with sections 69.16, 69.16A, and 69.16C.

21     Members shall serve at the pleasure of the director.

22     3. The department is the primary agency responsible  
23 for providing administrative personnel and services for  
24 the advisory council.

25     4. Members shall elect a chair annually and other  
26 officers as the members determine. Members shall  
27 establish rules of procedure for the advisory council.

28     5. The advisory council shall meet at least  
29 quarterly and at the call of the chair.

30     6. Members of the advisory council shall serve  
31 without compensation but may be reimbursed for actual  
32 expenses incurred in the performance of their duties.

33     7. The advisory council shall review the core  
34 curriculum, the core content standards, and the  
35 model curriculum adopted pursuant to section 256.7,  
36 subsections 26, 28, and 63 upon request of the director  
37 and make recommendations to the director regarding a  
38 core curriculum framework and any necessary changes  
39 to the core curriculum content standards and model  
40 curriculum. In making recommendations, the advisory  
41 council shall seek to further the goals of the core  
42 content standards and any objectives established by the  
43 director.

44     Sec. 10. DEPARTMENT OF EDUCATION ---- CORE CURRICULUM  
45 STUDY. The department of education shall conduct a  
46 study of the core curriculum and the core content  
47 standards and the skills necessary to prepare students  
48 for the future. The department shall develop a plan  
49 for meeting the global education needs of students in  
50 kindergarten through grade twelve that, at a minimum,



1 determines how to incorporate content areas that  
2 include but are not limited to fine arts, applied arts,  
3 humanities, physical education, and world languages  
4 into the core curriculum. The department shall submit  
5 its findings and recommendations in a report to the  
6 general assembly by November 15, 2012.

7 DIVISION III

8 TEACHER AND ADMINISTRATOR PERFORMANCE

9 Sec. 11. Section 256.7, Code Supplement 2011, is  
10 amended by adding the following new subsection:

11 NEW SUBSECTION. 31. a. By January 1, 2013, adopt  
12 rules establishing Iowa teaching standards that are  
13 aligned with best practices and nationally accepted  
14 standards.

15 b. By July 1, 2013, adopt by rule statewide  
16 teacher evaluation system and statewide administrator  
17 evaluation system pilot programs which shall be  
18 implemented during the 2013-2014 school year. This  
19 paragraph is repealed July 1, 2015.

20 Sec. 12. Section 256.9, Code Supplement 2011, is  
21 amended by adding the following new subsection:

22 NEW SUBSECTION. 64. a. Develop a statewide  
23 teacher evaluation system and a statewide administrator  
24 evaluation system that school districts, charter  
25 schools, and accredited nonpublic schools shall use  
26 to standardize the instruments and processes used  
27 to evaluate teachers and administrators throughout  
28 the state. However, a charter school or accredited  
29 nonpublic school may develop and submit to the  
30 department for approval an alternative teacher  
31 evaluation system that meets local and state  
32 educational goals. Upon receiving approval from the  
33 department, the charter school or accredited nonpublic  
34 school may adopt and implement the approved alternative  
35 teacher evaluation system in lieu of the statewide  
36 teacher evaluation system.

37 b. The components of the statewide teacher  
38 evaluation system shall include but not be limited to  
39 the following:

40 (1) Direct observation of classroom teaching  
41 behaviors.

42 (2) Strong consideration of student outcome  
43 measures, when available for tested subjects and  
44 grades, to validate direct observation of classroom  
45 teaching behaviors.

46 (3) Integration of the Iowa teaching standards.

47 (4) System applicability to teachers in all content  
48 areas taught in a school.

49 Sec. 13. Section 284.3, Code 2011, is amended by  
50 adding the following new subsection:



1 NEW SUBSECTION. 4. This section is repealed July  
2 1, 2013.

3 Sec. 14. Section 284.4, subsection 1, paragraph e,  
4 Code 2011, is amended to read as follows:

5 e. (1) Adopt a teacher evaluation plan that, at  
6 minimum, requires a an annual performance review of  
7 teachers in the district ~~at least once every three~~  
8 ~~years~~ based upon the Iowa teaching standards and  
9 individual professional development plans in accordance  
10 with section 284.8, and requires administrators to  
11 complete evaluator training in accordance with section  
12 284.10.

13 (2) Adopt, by July 1, 2013, the statewide teacher  
14 evaluation system developed pursuant to section 256.9,  
15 subsection 64. However, the school district may  
16 develop and submit to the department for approval an  
17 alternative teacher evaluation system that meets local  
18 and state educational goals. In lieu of the statewide  
19 teacher evaluation system, the school district may  
20 adopt and implement the alternative teacher evaluation  
21 system upon receiving approval from the department.

22 Sec. 15. Section 284.8, subsections 1 and 2, Code  
23 2011, are amended to read as follows:

24 1. A school district shall provide for an annual  
25 review a of each teacher's performance at least  
26 ~~once every three years~~ for purposes of assisting  
27 teachers in making continuous improvement, documenting  
28 continued competence in the Iowa teaching standards,  
29 identifying teachers in need of improvement, or  
30 to determine whether the teacher's practice meets  
31 school district expectations for career advancement  
32 in accordance with section 284.7. The review shall  
33 be conducted by at least one evaluator certified in  
34 accordance with section 284.10, and shall include, at  
35 minimum, classroom observation of the teacher, the  
36 teacher's progress, and implementation of the teacher's  
37 individual professional development plan, subject  
38 to the level of resources provided to implement the  
39 plan; and shall include supporting documentation from  
40 parents, students, and other teachers.

41 2. If, as a result of a review conducted pursuant  
42 to subsection 1, a supervisor or an evaluator  
43 determines, at any time, as a result of a teacher's  
44 performance that the a teacher is not meeting district  
45 expectations under the Iowa teaching standards  
46 specified in section 284.3, subsection 1, paragraphs  
47 "a" through "h" established by the state board by rule,  
48 the criteria for the Iowa teaching standards developed  
49 by the department in accordance with section 256.9,  
50 subsection 46, and any other standards or criteria

1 established in the collective bargaining agreement,  
2 the evaluator shall, at the direction of the teacher's  
3 supervisor, recommend to the district that the teacher  
4 participate in an intensive assistance program. The  
5 intensive assistance program and its implementation  
6 are subject to negotiation and grievance procedures  
7 established pursuant to chapter 20. All school  
8 districts shall be prepared to offer an intensive  
9 assistance program.

10 Sec. 16. Section 284A.7, Code 2011, is amended to  
11 read as follows:

12 284A.7 Evaluation requirements for administrators.

13 1. A school district shall conduct an annual  
14 evaluation of an administrator who holds a professional  
15 administrator license issued under chapter 272 ~~at~~  
16 ~~least once every three years~~ for purposes of assisting  
17 the administrator in making continuous improvement,  
18 documenting continued competence in the Iowa standards  
19 for school administrators adopted pursuant to section  
20 256.7, subsection 27, or to determine whether the  
21 administrator's practice meets school district  
22 expectations. The review shall include, at a minimum,  
23 an assessment of the administrator's competence in  
24 meeting the Iowa standards for school administrators  
25 and the goals of the administrator's individual  
26 professional development plan, including supporting  
27 documentation or artifacts aligned to the Iowa  
28 standards for school administrators and the individual  
29 administrator's professional development plan.

30 2. Adopt the statewide administrator evaluation  
31 system developed pursuant to section 256.9, subsection  
32 64. However, the school district may develop and  
33 submit to the department for approval an alternative  
34 administrator evaluation system that meets local and  
35 state educational goals. In lieu of the statewide  
36 administrator evaluation system, the school district  
37 may adopt and implement the alternative administrator  
38 evaluation system upon receiving approval from the  
39 department.

40 Sec. 17. STATEWIDE EDUCATOR EVALUATION SYSTEM  
41 TASK FORCE. The director of the department of  
42 education shall appoint, and provide staffing services  
43 for, a task force to conduct a study regarding a  
44 statewide teacher evaluation system and a statewide  
45 administrator evaluation system. The study of a  
46 statewide teacher evaluation system shall include a  
47 review of student outcome measures described in section  
48 256.9, subsection 64, paragraph "b", subparagraph  
49 (2). To the extent possible, appointments shall be  
50 made to provide geographical area representation and

1 to comply with sections 69.16, 69.16A, and 69.16C.  
2 The task force, at a minimum, shall include in its  
3 recommendations and proposal a tiered evaluation  
4 system that differentiates ineffective, minimally  
5 effective, effective, and highly effective performance  
6 by teachers and administrators. The task force shall  
7 submit its findings, recommendations, and a proposal  
8 for each system to the state board of education and  
9 the general assembly by October 15, 2012. By November  
10 26, 2012, the department of education shall submit a  
11 departmental bill drafting request to the legislative  
12 services agency in bill draft format making specific  
13 and detailed proposed amendments to the Code of  
14 Iowa necessary to advance the proposed task force  
15 recommendations as approved by the state board of  
16 education.

17 Sec. 18. TEACHER PERFORMANCE, COMPENSATION, AND  
18 CAREER DEVELOPMENT TASK FORCE.

19 1. The director of the department of education  
20 shall appoint, and provide staffing services for,  
21 a teacher performance, compensation, and career  
22 development task force to develop recommendations  
23 for a new teacher compensation system to replace the  
24 current teacher compensation system which addresses, at  
25 a minimum, the following:

26 a. The duties and responsibilities of apprentice,  
27 career, mentor, and master teachers.

28 b. Utilizing retired teachers as mentors.

29 c. Strategic and meaningful uses of finite  
30 resources and the realignment of resources currently  
31 available.

32 d. Mechanisms to substantially increase the average  
33 salary of teachers who assume leadership roles within  
34 the profession.

35 e. Standardizing implementation of task force  
36 recommendations in all of Iowa's school districts and  
37 public charter schools.

38 2. The director of the department of education  
39 shall appoint and provide staffing services for a task  
40 force whose members shall represent teachers, parents,  
41 school administrators, and business and community  
42 leaders. Insofar as practicable, appointments shall be  
43 made to provide geographical area representation and to  
44 comply with sections 69.16, 69.16A, and 69.16C.

45 3. The state board of education shall consider the  
46 findings and recommendations of the task force when  
47 adopting rules establishing Iowa teaching standards  
48 pursuant to this Act.

49 4. The task force shall submit its findings and  
50 recommendations in a report to the state board of

1 education, the governor, and the general assembly by  
2 October 15, 2012.

3 Sec. 19. REPEAL. Section 284.14A, Code 2011, is  
4 repealed.

5 Sec. 20. EFFECTIVE UPON ENACTMENT. The sections of  
6 this division of this Act providing for the appointment  
7 of the statewide educator evaluation system task  
8 force and the appointment of the teacher performance,  
9 compensation, and career development task force,  
10 being deemed of immediate importance, take effect upon  
11 enactment.

12 Sec. 21. FUTURE CONTINGENT REPEAL AND USE OF  
13 EVALUATION SYSTEMS.

14 1. Section 256.7, subsection 31, and section 256.9,  
15 subsection 64, as enacted in this division of this Act,  
16 are repealed effective July 1, 2013, if the general  
17 assembly fails to enact legislation during the 2013  
18 Regular Session of the Eighty-fifth General Assembly  
19 advancing the proposed statewide evaluator evaluation  
20 system task force recommendations, as approved by the  
21 state board of education, relating to the establishment  
22 of a statewide teacher evaluation system and a  
23 statewide administrator evaluation system.

24 2. Notwithstanding the sections of this division of  
25 this Act amending sections 284.3, 284.8, and 284A.7,  
26 if the general assembly fails to enact legislation  
27 during the 2013 Regular Session of the Eighty-fifth  
28 General Assembly advancing the proposed statewide  
29 evaluator evaluation system task force recommendations,  
30 as approved by the state board of education, relating  
31 to the establishment of a statewide teacher evaluation  
32 system and a statewide administrator evaluation  
33 system, effective July 1, 2013, all school districts  
34 shall continue to use the teacher and administrator  
35 evaluation systems in place on June 30, 2013.

36 DIVISION IV

37 ONLINE LEARNING

38 Sec. 22. Section 256.7, subsection 8, Code  
39 Supplement 2011, is amended by striking the subsection  
40 and inserting in lieu thereof the following:

41 8. Adopt rules providing for the establishment of  
42 an online learning program model.

43 a. The rules shall limit the statewide enrollment  
44 of pupils in educational instruction and course content  
45 that is delivered primarily over the internet to not  
46 more than eighteen one-hundredths of one percent of the  
47 statewide enrollment of all pupils, and shall limit  
48 the number of pupils participating in open enrollment  
49 for purposes of receiving educational instruction  
50 and course content that is delivered primarily over

1 the internet to no more than one percent of a sending  
2 district's enrollment.

3 b. For purposes of this section and sections  
4 256.9 and 256.27, "online learning" means educational  
5 instruction and content which is delivered primarily  
6 over the internet. "Online learning" does not include  
7 printed-based correspondence education, broadcast  
8 television or radio, videocassettes, or stand-alone  
9 educational software programs that do not have a  
10 significant internet-based instructional component.

11 Sec. 23. Section 256.9, Code Supplement 2011, is  
12 amended by adding the following new subsection:

13 NEW SUBSECTION. 65. a. Develop and establish an  
14 online learning program model in accordance with rules  
15 adopted pursuant to section 256.7, subsection 8.

16 b. Grant a waiver to school districts, charter  
17 schools, and accredited nonpublic schools that  
18 implement an online learning program aligned with the  
19 program model developed and established pursuant to  
20 this subsection. A school district or school seeking a  
21 waiver pursuant to this paragraph shall submit a plan  
22 for an online learning program to the director for  
23 approval. A school district or school whose online  
24 learning program plan is approved by the director may  
25 be granted a waiver only for purposes of implementing  
26 the approved online learning program. The standards  
27 that may be waived pursuant to this paragraph are as  
28 follows:

29 (1) The minimum number of instructional days  
30 required pursuant to section 279.10, subsection  
31 1, and the minimum number of instructional hours  
32 required pursuant to section 256.7, subsection 19.  
33 Notwithstanding any provision to the contrary, the  
34 waiver may exempt school districts and schools from  
35 any statutory requirement that students be physically  
36 present in a school building and under the guidance and  
37 instruction of the instructional professional staff  
38 employed by the school district or the school except as  
39 necessary under the rules adopted pursuant to section  
40 256.7, subsection 8.

41 (2) Any statutory requirement that a subject being  
42 studied by a student enrolled in an approved online  
43 learning program be a subject that is offered and  
44 taught by the professional staff of the school district  
45 or school.

46 c. Require that the school district or school  
47 granted a waiver pursuant to paragraph "b" implement  
48 and incorporate into its comprehensive school  
49 improvement plan required under section 256.7,  
50 subsection 21, accountability measures designed to

1 demonstrate that academic credit is awarded based  
2 upon successful completion of content or achievement  
3 of competencies by students enrolled in the approved  
4 online learning program.

5 d. Establish criteria for school districts or  
6 schools to use when choosing providers of online  
7 learning to meet the online learning program  
8 requirements specified in rules adopted pursuant to  
9 section 256.7, subsection 8.

10 Sec. 24. NEW SECTION. 256.27 Online learning  
11 program model.

12 1. Online learning program model established. The  
13 director, pursuant to section 256.9, subsection 65,  
14 shall establish an online learning program model that  
15 provides for the following:

16 a. Online access to high-quality content,  
17 instructional materials, and blended learning.

18 b. Coursework customized to the needs of the  
19 student using online content.

20 c. A means for a student to demonstrate competency  
21 in completed online coursework.

22 d. High-quality online instruction taught by  
23 appropriately licensed teachers.

24 e. Online content and instruction evaluated on the  
25 basis of student learning outcomes.

26 f. Use of funds available for online learning for  
27 program development, implementation, and innovation.

28 g. Infrastructure that supports online learning.

29 h. Online administration of online course  
30 assessments.

31 2. Online learning program waiver application. A  
32 school district, charter school, or accredited  
33 nonpublic school may apply to the department for a  
34 waiver to implement an online learning program pursuant  
35 to section 256.9, subsection 65.

36 3. Private providers. At the discretion of  
37 the school board or authorities in charge of an  
38 accredited nonpublic school, after consideration  
39 of circumstances created by necessity, convenience,  
40 and cost-effectiveness, courses developed by private  
41 providers may be utilized by the school district or  
42 school in implementing a high-quality online learning  
43 program. Courses obtained from private providers shall  
44 be taught by teachers licensed under this chapter.

45 4. Grading. Grades in online courses shall be  
46 based, at a minimum, on whether a student mastered the  
47 subject, demonstrated competency, and met the standards  
48 established by the school district. Grades shall be  
49 conferred by appropriately licensed teachers only.

50 5. Accreditation criteria. All online courses and



1 programs shall meet existing accreditation standards.

2 Sec. 25. NEW SECTION. 256.28 Iowa learning online  
3 initiative.

4 1. An Iowa learning online initiative is  
5 established within the department of education to  
6 partner with school districts and accredited nonpublic  
7 schools to provide distance education to high school  
8 students statewide. The department shall utilize  
9 a variety of content repositories, including those  
10 maintained by the area education agencies and the  
11 public broadcasting division, in administering the  
12 initiative.

13 2. Coursework offered under the initiative shall  
14 meet the requirements of section 256.7, subsections  
15 7, 8, and 9, and shall be taught by an appropriately  
16 licensed teacher who has completed an online-learning  
17 -for-Iowa-educators-professional-development project  
18 offered by area education agencies, a teacher  
19 preservice program, or comparable coursework.

20 3. Under the initiative, students must be enrolled  
21 in a participating school district or school, which  
22 is responsible for recording grades received for  
23 initiative coursework in a student's permanent record,  
24 awarding high school credit for initiative coursework,  
25 and issuing high school diplomas to students enrolled  
26 in the district or school who participate and complete  
27 coursework under the initiative. Each participating  
28 school district or school shall identify a site  
29 coordinator to serve as a student advocate and as a  
30 liaison between the initiative staff and teachers and  
31 the school district or school.

32 4. Coursework offered under the initiative shall  
33 be rigorous and high quality, and the department  
34 shall annually evaluate the quality of the courses,  
35 ensure that coursework is aligned with the state's  
36 core curriculum and core content requirements and  
37 standards, as well as national standards of quality for  
38 online courses issued by an internationally recognized  
39 association for kindergarten through grade twelve  
40 online learning.

41 5. The department may waive any requirement that a  
42 subject being studied under the initiative by a student  
43 enrolled in a school district or school participating  
44 in the initiative be a subject that is offered and  
45 taught by the professional staff of the participating  
46 school district or school.

47 Sec. 26. Section 256.33, subsection 1, Code 2011,  
48 is amended to read as follows:

49 1. The department shall consort with school  
50 districts, area education agencies, community colleges,



1 and colleges and universities ~~to provide assistance~~  
2 ~~to them~~ in the use of educational technology for  
3 instruction purposes. The department shall consult  
4 with the advisory committee on telecommunications,  
5 established in section 256.7, subsection 7, and other  
6 users of educational technology on the development  
7 and operation of programs under this section, section  
8 256.9, subsection 65, and section 256.27.

9 DIVISION V

10 CLASS SHARING AGREEMENTS

11 Sec. 27. Section 257.11, subsection 3, Code 2011,  
12 is amended by adding the following new paragraph:

13 NEW PARAGRAPH. c. A school district that  
14 collaborates with a community college to provide a  
15 college-level class that uses an activities-based,  
16 project-based, and problem-based learning approach and  
17 that is offered through a partnership with a nationally  
18 recognized provider of rigorous and innovative science,  
19 technology, engineering, and mathematics curriculum  
20 for schools, which provider is exempt from taxation  
21 under section 501(c)(3) of the Internal Revenue Code,  
22 is eligible to receive additional weighting under a  
23 supplementary weighting plan adopted pursuant to this  
24 subsection.

25 Sec. 28. Section 257.11, subsection 7, Code 2011,  
26 is amended to read as follows:

27 7. Shared classes ~~delivered over the Iowa~~  
28 ~~communications network.~~

29 a. A school district that provides a virtual class  
30 to a pupil in another school district and the school  
31 district receiving that virtual class for a pupil shall  
32 each receive a supplemental weighting of one-twentieth  
33 of the percentage of the pupil's school day during  
34 which the pupil attends the virtual class.

35 b. Fifty percent of the funding the school district  
36 providing the virtual class receives as a result of  
37 this subsection shall be reserved as additional pay for  
38 the virtual classroom instructor. If an instructor's  
39 contract provides additional pay for teaching a virtual  
40 class, the instructor shall receive the greater amount  
41 of either the amount provided for in this paragraph or  
42 the amount provided for in the instructor's contract.

43 c. A school district receiving a virtual class for  
44 a pupil from a community college, which class meets  
45 the sharing agreement requirements in subsection 3,  
46 shall receive a supplemental funding weighting of  
47 one-twentieth of the percentage of the pupil's school  
48 day during which the pupil attends the virtual class.

49 d. For the purposes of this subsection, "virtual  
50 class" means either any of the following:

1 (1) A class provided by a school district to  
2 a pupil in another school district via the Iowa  
3 communications network's video services.

4 (2) A class provided by a community college to a  
5 pupil in a school district via the Iowa communications  
6 network's video services.

7 (3) An advanced placement course provided to a  
8 pupil in a school district under an agreement with  
9 the Iowa online advanced placement academy science,  
10 technology, engineering, and mathematics initiative  
11 under section 263.8A, subsection 2.

12 (4) A course provided by the Iowa learning online  
13 initiative of the department of education to a pupil  
14 in a school district under an agreement with the  
15 department.

16 Sec. 29. Section 261E.8, Code Supplement 2011, is  
17 amended by adding the following new subsection:

18 NEW SUBSECTION. 6A. A student enrolled in a  
19 career and technical course made available pursuant  
20 to subsection 1 is exempt from the proficiency  
21 requirements of section 261E.3, subsection 1,  
22 paragraph "e". However, a community college may  
23 require a student who applies for enrollment under a  
24 district-to-community college sharing or concurrent  
25 enrollment program to complete an initial assessment  
26 administered by the community college receiving the  
27 application to determine the applicant's readiness to  
28 enroll in career and technical coursework, and the  
29 community college may deny the enrollment.

30 DIVISION VI

31 SCHOOL INSTRUCTIONAL TIME

32 Sec. 30. SCHOOL INSTRUCTIONAL TIME TASK FORCE.

33 1. The director of the department of education  
34 shall appoint a school instructional time task force  
35 comprised of at least seven members to conduct a study  
36 regarding the minimum requirements of the school day  
37 and the school year. The study shall include but not  
38 be limited to an examination of the following:

39 a. Whether the minimum length of an instructional  
40 day should be extended and, if so, whether the  
41 instructional day should be extended for all students  
42 or for specific groups of students.

43 b. Whether the minimum number of instructional days  
44 or hours in a school year should be increased and, if  
45 so, whether the minimum number of days or hours in a  
46 school year should be increased for all students or for  
47 specific groups of students.

48 c. Whether the minimum number of instructional days  
49 or hours should be rearranged to result in a shorter  
50 summer break, with other days or weeks off throughout

1 the school year.

2 d. Whether the minimum school year should be  
3 defined by a number of days or by a number of  
4 instructional hours.

5 e. Whether there should be a uniform, statewide  
6 start date for the school year that can only be  
7 waived for the purpose of implementing an innovative  
8 educational program.

9 f. Whether resources necessary to extend the  
10 minimum length of an instructional day or the minimum  
11 length of a school year are justified when compared to  
12 competing education priorities.

13 2. The appointment of members to the task force  
14 shall be made in a manner which provides geographical  
15 area representation and complies with sections 69.16,  
16 69.16A, and 69.16C.

17 3. The task force shall submit its findings and  
18 recommendations in a report to the state board of  
19 education, the governor, and the general assembly by  
20 October 15, 2012.

21 DIVISION VII

22 ASSESSMENTS

23 Sec. 31. Section 256.7, subsection 21, paragraph c,  
24 Code Supplement 2011, is amended to read as follows:

25 c. ~~A requirement that all school districts and~~  
26 ~~accredited nonpublic schools annually report to the~~  
27 ~~department and the local community the district-wide~~  
28 ~~progress made in attaining student achievement goals~~  
29 ~~on the academic and other core indicators and the~~  
30 ~~district-wide progress made in attaining locally~~  
31 ~~established student learning goals. The Use by school~~  
32 ~~districts and accredited nonpublic schools shall~~  
33 ~~demonstrate the use of multiple statewide assessment~~  
34 ~~measures identified and approved by the state board in~~  
35 ~~determining student achievement levels. The school~~  
36 ~~districts and accredited nonpublic schools shall also~~  
37 ~~report the number of students who graduate; the number~~  
38 ~~of students who drop out of school; the number of~~  
39 ~~students who are tested and the percentage of students~~  
40 ~~who are so tested annually; and the percentage of~~  
41 ~~students who graduated during the prior school year~~  
42 ~~and who completed a core curriculum. The board shall~~  
43 ~~develop and adopt uniform definitions consistent with~~  
44 ~~the federal No Child Left Behind Act of 2001, Pub.~~  
45 ~~L. No. 107-110 and any federal regulations adopted~~  
46 ~~pursuant to the federal Act. The school districts~~  
47 ~~and accredited nonpublic schools may report on other~~  
48 ~~locally determined factors influencing student~~  
49 ~~achievement. The school districts and accredited~~  
50 ~~nonpublic schools shall also report to the local~~

1 community their results by individual attendance  
2 center.

3 Sec. 32. Section 256.7, subsection 21, Code  
4 Supplement 2011, is amended by adding the following new  
5 paragraph:

6 NEW PARAGRAPH. d. By July 1, 2014, establishment  
7 by the department of an accountability system designed  
8 to hold school districts and accredited nonpublic  
9 schools accountable for student achievement. The  
10 accountability system shall, at a minimum, define  
11 and measure student achievement, student growth,  
12 student achievement gaps, college and career readiness,  
13 student well-being, parent satisfaction, school staff  
14 working conditions, school fiscal responsibility, and  
15 graduation and attendance rates. The director may at  
16 the director's discretion, or shall as directed by  
17 the state board, convene a working group to develop  
18 recommendations for any of the following:

19 (1) The accountability system established pursuant  
20 to this paragraph.

21 (2) Redesigning the accreditation procedures  
22 implemented under section 256.11.

23 (3) A compliance monitoring process aligned with  
24 the accountability system.

25 (4) Targeting support for school districts  
26 identified as needing assistance under the  
27 accountability system.

28 (5) Identifying, studying, and commending  
29 high-performing districts.

30 (6) Developing strategies to take over the  
31 operation of school districts determined pursuant to  
32 section 256.11, or under the accountability system,  
33 as persistently failing to meet educational system or  
34 student achievement standards.

35 Sec. 33. Section 256.7, subsection 26, paragraph  
36 a, subparagraph (1), Code Supplement 2011, is amended  
37 to read as follows:

38 (1) The rules establishing high school graduation  
39 requirements shall authorize a school district  
40 or accredited nonpublic school to consider that  
41 any student who satisfactorily completes a high  
42 school-level unit of English or language arts,  
43 mathematics, science, or social studies has  
44 satisfactorily completed a unit of the high school  
45 graduation requirements for that area as specified  
46 in this lettered paragraph, and shall authorize the  
47 school district or accredited nonpublic school to  
48 issue high school credit for the unit to the student.  
49 The rules shall also require administration of the  
50 college entrance and career readiness examinations in

1 accordance with section 280.18.

2 Sec. 34. Section 256.7, subsection 26, Code  
3 Supplement 2011, is amended by adding the following new  
4 paragraph:

5 NEW PARAGRAPH. d. Adopt by rule by July 1, 2014,  
6 a policy for the incorporation by school districts of  
7 end-of-course assessments into the district's high  
8 school graduation requirements.

9 Sec. 35. Section 256.7, subsection 28, Code  
10 Supplement 2011, is amended to read as follows:

11 28. Adopt a set of core content standards  
12 applicable to all students in kindergarten through  
13 grade twelve in every school district and accredited  
14 nonpublic school. ~~For purposes of this subsection,~~  
15 ~~"core content standards" includes reading, mathematics,~~  
16 ~~and science. The core content standards shall be~~  
17 ~~identical to the core content standards included~~  
18 include those established in Iowa's approved 2006  
19 standards and assessment system under Tit. I of the  
20 federal Elementary and Secondary Education Act of  
21 1965, 20 U.S.C. { 6301 et seq., as amended by the  
22 federal No Child Left Behind Act of 2001, Pub. L. No.  
23 107-110. School districts and accredited nonpublic  
24 schools shall include, at a minimum, the core content  
25 standards adopted pursuant to this subsection in any  
26 set of locally developed content standards. School  
27 districts and accredited nonpublic schools are  
28 strongly encouraged to set higher expectations in local  
29 standards. As changes in federal law or regulation  
30 occur, the state board is authorized to amend the core  
31 content standards as appropriate.

32 Sec. 36. Section 256.9, Code Supplement 2011, is  
33 amended by adding the following new subsection:

34 NEW SUBSECTION. 68. Develop, by July 1, 2014, high  
35 school end-of-course assessments for subject areas  
36 included under the core content standards.

37 Sec. 37. NEW SECTION. 256.24 Value-added  
38 assessment system.

39 1. For purposes of this section, unless the context  
40 otherwise requires, "value-added assessment" means  
41 a method to measure gains in student achievement by  
42 conducting a statistical analysis of achievement data  
43 that reveals academic growth over time for students and  
44 groups of students, such as those in a grade level or  
45 in a school.

46 2. A value-added assessment system shall be  
47 established and implemented by the department not later  
48 than January 31, 2013, to provide for multivariate  
49 longitudinal analysis of annual student test scores  
50 to determine the influence of a school district's

1 educational program on student academic growth and  
2 to guide school district improvement efforts. The  
3 department shall select a value-added assessment system  
4 provider through a request for proposals process. The  
5 system provider selected by the department shall offer  
6 a value-added assessment system to calculate annually  
7 the academic growth of students, as determined by the  
8 director, and tested in accordance with this section.  
9 The system provider shall, at a minimum, meet all of  
10 the following criteria:

11 a. Use a mixed-model statistical analysis that has  
12 the ability to use all achievement test data for each  
13 student, including the data for students with missing  
14 test scores, that does not adjust downward expectations  
15 for student progress based on race, poverty, or  
16 gender, and that will provide the best linear unbiased  
17 predictions of school or other educational entity  
18 effects to minimize the impact of random errors.

19 b. Have the ability to work with test data from  
20 a variety of sources, including data that are not  
21 vertically scaled, and to provide support for school  
22 districts utilizing the system.

23 c. Have the capacity to receive and report results  
24 electronically and provide support for districts  
25 utilizing the system.

26 3. The system provider shall create a mechanism  
27 to collect and evaluate data in a manner that  
28 reliably aligns the performance of the teacher  
29 with the achievement levels of and progress of the  
30 teacher's students. School districts shall report  
31 teacher-to-student alignment data to the system  
32 provider as directed by the department.

33 4. The system provider shall provide analysis to  
34 school districts and to the department of education.  
35 The analysis shall include but not be limited to  
36 attendance-center-level test results for an assessment  
37 aligned with the core content standards in the areas of  
38 reading and mathematics and other core academic areas  
39 when possible. The analysis shall also include but  
40 not be limited to the number of students tested, the  
41 number of test results used to compute the averages,  
42 the average standard score, and the corresponding  
43 grade equivalent-score, as well as measures of student  
44 progress. The system provider shall create a chart for  
45 each school district.

46 5. A school district shall have complete access to  
47 and full utilization of its own value-added assessment  
48 reports and charts generated by the system provider at  
49 the student level for the purpose of measuring student  
50 achievement at different educational entity levels.



1 6. Where student outcomes measures are available,  
2 for tested subjects and grades, student outcomes  
3 measures shall be considered by the district to  
4 validate a teacher's observational evaluation. Student  
5 outcomes measures which are a component of a teacher's  
6 evaluation are not public records for the purposes of  
7 chapter 22.

8 7. Information about student academic growth shall  
9 be used by the school district, including school board  
10 members, administration, and staff, for defining  
11 student and district learning goals and professional  
12 development related to student learning goals across  
13 the school district. A school district shall submit  
14 its academic growth measures in the annual report  
15 submitted pursuant to section 256.7, subsection 21,  
16 and may reference in the report state level norms for  
17 purposes of demonstrating school district performance.

18 8. The department shall use student academic  
19 growth data to determine school improvement and  
20 technical assistance needs of school districts, and to  
21 identify school districts achieving exceptional gains.  
22 Beginning January 15, 2013, and by January 15 of each  
23 succeeding year, the department shall submit an annual  
24 progress report regarding the use of student academic  
25 growth information in the school improvement processes  
26 to the general assembly and shall publish the progress  
27 report on its internet site.

28 9. A school district shall use the value-added  
29 assessment system established by the department  
30 pursuant to subsection 1 not later than the school year  
31 beginning July 1, 2013.

32 Sec. 38. Section 279.60, Code 2011, is amended to  
33 read as follows:

34 279.60 ~~Kindergarten assessment~~ Assessments ---- access  
35 to data ---- reports.

36 1. a. Each school district shall administer  
37 a kindergarten readiness assessment prescribed  
38 by the department of education to every resident  
39 prekindergarten or four-year-old child whose parent or  
40 guardian enrolls the child in the district.

41 b. Each school district shall administer the  
42 dynamic indicators of basic early literacy skills  
43 kindergarten benchmark assessment or other kindergarten  
44 benchmark assessment adopted by the department of  
45 education in consultation with the early childhood Iowa  
46 state board to every kindergarten student enrolled  
47 in the district not later than the date specified in  
48 section 257.6, subsection 1. The school district  
49 shall also collect information from each parent,  
50 guardian, or legal custodian of a kindergarten student



1 enrolled in the district, including but not limited  
2 to whether the student attended preschool, factors  
3 identified by the early childhood Iowa office pursuant  
4 to section 256I.5, and other demographic factors.  
5 Each school district shall report the results of the  
6 assessment and the preschool information collected to  
7 the department of education in the manner prescribed  
8 by the department not later than January 1 of that  
9 school year. The early childhood Iowa office in the  
10 department of management shall have access to the raw  
11 data. The department shall review the information  
12 submitted pursuant to this section and shall submit its  
13 findings and recommendations annually in a report to  
14 the governor, the general assembly, the early childhood  
15 Iowa state board, and the early childhood Iowa area  
16 boards.

17 2. a. Each school district shall administer the  
18 Iowa assessments, created by the state university of  
19 Iowa, to all students enrolled in grade ten in the  
20 school years beginning July 1, 2012, and July 1, 2013.

21 b. This subsection is repealed July 1, 2014.

22 3. By July 1, 2014, each school district shall  
23 administer end-of-course assessments developed pursuant  
24 to section 256.9, subsection 68, as an integral  
25 component of each course of study under the core  
26 content standards.

27 Sec. 39. NEW SECTION. 280.18 Assessment  
28 requirements.

29 1. The board of directors of a school district and  
30 the authorities in charge of a nonpublic school shall  
31 offer to each student enrolled in grade eleven a choice  
32 of taking either a college entrance examination or an  
33 assessment to assess reading for information, locating  
34 information, and applied mathematics.

35 2. a. The cost of the examinations and assessments  
36 administered pursuant to subsection 1 shall be paid by  
37 the department.

38 b. The costs of a college entrance examination  
39 taken by a student in addition to those specified  
40 in subsection 1 shall be the responsibility of the  
41 student.

42 3. If funds are available to the department for  
43 such purpose, the department shall make a preparation  
44 program for the college entrance examination available  
45 to all students in grade eleven. The department may  
46 contract for the necessary assessment services.

47 4. a. The school district or school shall counsel  
48 a student whose scores on the college entrance  
49 examination administered in grade eleven indicate  
50 a high degree of readiness for college to enroll in

1 accelerated courses, with an emphasis on advanced  
2 placement and other college-level classes.

3 b. The school district or school shall provide  
4 intervention strategies for accelerated learning in the  
5 following circumstances:

6 (1) To a student whose scores on the career  
7 readiness assessments indicate that additional  
8 assistance is required in reading for information,  
9 locating information, or applied mathematics.

10 (2) To a student whose scores on the college  
11 entrance examination administered in grade eleven  
12 indicate that additional assistance is required in  
13 English, reading, mathematics, and science.

14 5. Accommodations provided by the college entrance  
15 examination provider to a student with a disability  
16 taking the college entrance examination under  
17 subsection 1 shall be provided in the following manner:

18 a. In the manner allowed by the college entrance  
19 examination provider, when results in test scores  
20 are reportable to a postsecondary institution for  
21 admissions and placement purposes, except as provided  
22 in paragraph "b".

23 b. In a manner allowed by an individualized  
24 education program developed for the student if the  
25 student is a student requiring special education under  
26 chapter 256B and the student's disability precludes  
27 valid assessment of academic ability using the  
28 accommodations provided under paragraph "a" when the  
29 student's scores are not reportable to a postsecondary  
30 institution for admissions and placement purposes.

31 6. A student's scores on the examinations  
32 administered under subsection 1 shall be recorded by  
33 the school district or school in the student's official  
34 education record.

35 DIVISION VIII

36 NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS

37 AWARDS

38 Sec. 40. Section 256.44, subsection 1, paragraph a,  
39 Code 2011, is amended to read as follows:

40 a. If a teacher registers for national board  
41 for professional teaching standards certification  
42 ~~by after~~ December 31, 2007, a one-time initial  
43 reimbursement award in the amount of up to one-half  
44 of the registration fee paid by the teacher for  
45 registration for certification by the national board  
46 for professional teaching standards. The teacher shall  
47 apply to the department ~~within one year of registration~~  
48 in a manner and according to procedures required  
49 by the department, submitting to the department any  
50 documentation the department requires. A teacher who

1 receives an initial reimbursement award shall receive  
2 a one-time final registration award in the amount of  
3 the remaining national board registration fee paid by  
4 the teacher if the teacher notifies the department of  
5 the teacher's certification achievement and submits any  
6 documentation requested by the department.

7 Sec. 41. Section 256.44, subsection 1, paragraph b,  
8 subparagraph (1), subparagraph division (b), Code 2011,  
9 is amended to read as follows:

10 (b) If the teacher registers for national board for  
11 professional teaching standards certification ~~between~~  
12 ~~January 1, 1999, and December 31, 2007,~~ and achieves  
13 certification within the timelines and policies  
14 established by the national board for professional  
15 teaching standards, an annual award in the amount  
16 of two thousand five hundred dollars upon achieving  
17 certification by the national board of professional  
18 teaching standards.

19 DIVISION IX

20 EDUCATOR EMPLOYMENT AND PROFESSIONAL DEVELOPMENT

21 MATTERS

22 Sec. 42. Section 256.7, Code Supplement 2011, is  
23 amended by adding the following new subsection:

24 NEW SUBSECTION. 32. Adopt rules providing for the  
25 establishment of a statewide plan for professional  
26 development for practitioners employed in Iowa's school  
27 districts. The statewide plan shall be designed to  
28 make every reasonable effort to utilize best practices,  
29 current technologies, and social media, and shall be  
30 implemented by the area education agencies pursuant to  
31 section 273.2.

32 Sec. 43. Section 256.9, Code Supplement 2011, is  
33 amended by adding the following new subsection:

34 NEW SUBSECTION. 69. Approve, amend and approve,  
35 or reject each professional development plan submitted  
36 pursuant to section 273.2, in accordance with the  
37 rules adopted pursuant to section 256.7, subsection  
38 32, providing for the establishment of a statewide  
39 professional development plan for practitioners,  
40 the services of which a school district may request  
41 pursuant to section 273.2.

42 Sec. 44. Section 257.10, subsection 10, paragraph  
43 d, Code 2011, is amended to read as follows:

44 d. The use of the funds calculated under this  
45 subsection shall comply with the requirements of  
46 section 256.7, subsection 32, and chapter 284.

47 Sec. 45. Section 257.37A, subsection 2, paragraph  
48 d, Code 2011, is amended to read as follows:

49 d. The use of the funds calculated under this  
50 subsection shall comply with requirements of section

1 256.7, subsection 32, and chapter 284.

2 Sec. 46. Section 273.2, Code Supplement 2011, is  
3 amended by adding the following new subsection:

4 NEW SUBSECTION. 10. The area education agency  
5 boards shall each annually submit to the department  
6 of education a plan for a professional development  
7 program, to be implemented in the following fiscal  
8 year, which combines the professional development  
9 priorities of the state board of education, in  
10 accordance with section 256.7, subsection 32, with  
11 the professional development needs of the schools  
12 and school districts in the area. The area education  
13 agency board shall provide professional development  
14 services under the approved program to local school  
15 districts in the area upon request.

16 Sec. 47. Section 284.6, subsection 1, unnumbered  
17 paragraph 1, Code Supplement 2011, is amended to read  
18 as follows:

19 The department shall ~~coordinate a~~ implement the  
20 statewide network of plan for professional development  
21 for Iowa teachers practitioners established pursuant to  
22 section 256.7, subsection 32. ~~A~~ In addition, a school  
23 district or professional development provider that  
24 offers a career and professional development program  
25 programs in accordance with section 256.9, ~~subsection~~  
26 subsections 46, and 69 shall demonstrate that the  
27 ~~program contains~~ programs contain the following:

28 Sec. 48. Section 284.6, Code Supplement 2011, is  
29 amended by adding the following new subsection:

30 NEW SUBSECTION. 5A. The director may waive  
31 the requirements relating to the development and  
32 review of an individual teacher professional  
33 development plan for a school district that utilizes  
34 a peer review teacher evaluation system in which  
35 consulting teachers, in conjunction with school  
36 administrators, make formal evaluations of the school  
37 district's teachers, including but not limited to each  
38 teacher's professional growth and employment status.  
39 Notwithstanding section 284.8, subsection 1, if the  
40 school district is granted a waiver pursuant to this  
41 subsection, the review conducted pursuant to section  
42 284.8, subsection 1, shall include a teacher's review  
43 conducted utilizing the peer review teacher evaluation  
44 system.

45 DIVISION X

46 THIRD GRADE LITERACY

47 Sec. 49. Section 256.7, Code Supplement 2011, is  
48 amended by adding the following new subsection:

49 NEW SUBSECTION. 31. By July 1, 2013, adopt by  
50 rule guidelines for school district implementation of

1 section 279.68, including but not limited to basic  
2 levels of reading proficiency on approved assessments  
3 and identification of tools that school districts may  
4 use in evaluating and reevaluating any student who may  
5 be or who is determined to be deficient in reading,  
6 including but not limited to initial assessments and  
7 subsequent assessments, alternative assessments,  
8 and portfolio reviews. The state board shall adopt  
9 standards that provide a reasonable expectation that  
10 a student's progress toward reading proficiency under  
11 section 279.68 is sufficient to master appropriate  
12 grade four level reading skills prior to the student's  
13 promotion to grade four.

14 Sec. 50. Section 256.9, subsection 53, paragraph a,  
15 Code Supplement 2011, is amended to read as follows:

16 a. Develop and distribute, or approve, in  
17 collaboration with the area education agencies, core  
18 curriculum technical assistance and implementation  
19 strategies that school districts and accredited  
20 nonpublic schools shall utilize, including but not  
21 limited to the development and delivery of formative  
22 and end-of-course model assessments classroom  
23 teachers may use to measure student progress on the  
24 core curriculum adopted pursuant to section 256.7,  
25 subsection 26. The department shall, in collaboration  
26 with the advisory group convened in accordance with  
27 paragraph "b" and educational assessment providers,  
28 identify and make available to school districts  
29 end-of-course and additional model end-of-course and  
30 additional assessments to align with the expectations  
31 included in the Iowa core curriculum. The model  
32 assessments shall be suitable to meet the multiple  
33 assessment measures requirement specified in section  
34 256.7, subsection 21, paragraph "c".

35 Sec. 51. Section 256.9, subsection 53, Code  
36 Supplement 2011, is amended by adding the following new  
37 paragraphs:

38 NEW PARAGRAPH. c. Identify the scoring levels  
39 on approved grade three reading assessments that  
40 require the retention of a student pursuant to  
41 section 279.68, and develop or identify and approve  
42 alternative performance measures for students who are  
43 not proficient in reading in accordance with section  
44 279.68, subsection 2. Alternative performance measures  
45 approved pursuant to this paragraph shall include but  
46 not be limited to a demonstration of reading mastery  
47 evidenced by portfolios of student work.

48 NEW PARAGRAPH. d. Establish, subject to an  
49 appropriation of sufficient funds by the general  
50 assembly, an Iowa reading research center to apply

1 current research on literacy to provide for the  
2 development and dissemination of all of the following:  
3 (1) Promising instructional strategies in reading.  
4 (2) Reading assessments.  
5 (3) Professional development strategies and  
6 materials aligned with current and emerging best  
7 practices for the teaching of reading.

8 Sec. 52. Section 256D.2A, Code 2011, is amended to  
9 read as follows:

10 256D.2A Program funding.

11 For the budget year beginning July 1, 2009, and  
12 each succeeding budget year, a school district shall  
13 expend funds received pursuant to section 257.10,  
14 subsection 11, at the kindergarten through grade  
15 three levels to reduce class sizes to the state goal  
16 of seventeen students for every one teacher and to  
17 achieve a higher level of student success in the  
18 basic skills, especially reading; and to establish  
19 a reading enhancement and acceleration development  
20 initiative pursuant to section 279.68, subsection 3,  
21 paragraph "f". In order to support these efforts,  
22 school districts shall expend funds received pursuant  
23 to section 257.10, subsection 11, as provided in  
24 section 279.68, subsection 3, paragraph "f", and may  
25 expend funds received pursuant to section 257.10,  
26 subsection 11, at the kindergarten through grade  
27 three level on programs, instructional support, and  
28 materials that include but are not limited to the  
29 following: additional licensed instructional staff;  
30 additional support for students, such as before and  
31 after school programs, tutoring, and intensive summer  
32 programs; the acquisition and administration of  
33 diagnostic reading assessments; the implementation of  
34 research-based instructional intervention programs for  
35 students needing additional support; the implementation  
36 of all-day, everyday kindergarten programs; and  
37 the provision of classroom teachers with intensive  
38 training programs to improve reading instruction and  
39 professional development in best practices including  
40 but not limited to training programs related to  
41 instruction to increase students' phonemic awareness,  
42 reading abilities, and comprehension skills.

43 Sec. 53. NEW SECTION. 279.68 Student progression  
44 and retention ---- remedial instruction ---- reporting  
45 requirements.

46 1. Reading deficiency and parental notification.

47 a. A school district shall immediately provide  
48 intensive reading instruction to any student who  
49 exhibits a substantial deficiency in reading based  
50 upon teacher observations or upon assessments



1 approved pursuant to section 256.7, subsection 31, and  
2 administered in kindergarten or grade one, grade two,  
3 or grade three. The student's reading proficiency  
4 shall be reassessed by assessments approved pursuant  
5 to section 256.7, subsection 31. The student shall  
6 continue to be provided with intensive reading  
7 instruction until the reading deficiency is remedied.

8 b. The parent or guardian of any student in  
9 kindergarten through grade three who exhibits a  
10 substantial deficiency in reading, as described in  
11 paragraph "a", shall be notified at least annually in  
12 writing of the following:

13 (1) That the child has been identified as having a  
14 substantial deficiency in reading.

15 (2) A description of the services currently  
16 provided to the child.

17 (3) A description of the proposed supplemental  
18 instructional services and supports that the school  
19 district will provide to the child that are designed to  
20 remediate the identified area of reading deficiency.

21 (4) That if the child's reading deficiency is not  
22 remediated by the end of grade three, the child shall  
23 be retained unless the child is exempt from mandatory  
24 retention for good cause pursuant to subsection 2,  
25 paragraph "b". If the child is ineligible for a good  
26 cause exemption, the notification shall state why the  
27 child is ineligible.

28 (5) Strategies for parents and guardians to use  
29 in helping the child succeed in reading proficiency,  
30 including but not limited to the promotion of  
31 parent-guided home reading.

32 (6) That the assessment used pursuant to section  
33 256.9, subsection 53, is not the sole determiner of  
34 promotion and that additional evaluations, portfolio  
35 reviews, performance measures, and assessments are  
36 available to the child to assist parents and the school  
37 district in knowing when a child is reading at or above  
38 grade level and ready for grade promotion.

39 (7) The district's specific criteria and policies  
40 for midyear promotion. For purposes of this section,  
41 "midyear promotion" means promotion to the next grade  
42 level of a retained student at any time during the year  
43 of retention once the student has demonstrated the  
44 ability to read at grade level.

45 c. If the student's reading deficiency, as  
46 identified in paragraph "a", is not remedied by the  
47 end of grade three, as demonstrated by scoring on an  
48 assessment approved by the department pursuant to  
49 section 256.9, subsection 53, the student shall be  
50 retained in grade three.



1 2. Good cause exemption.

2 a. The school district shall only exempt students  
3 from mandatory retention, as provided in subsection 1,  
4 paragraph "c", for good cause. Good cause exemptions  
5 shall be limited to the following:

6 (1) Limited English proficient students who have  
7 had less than two years of instruction in an English as  
8 a second language program.

9 (2) Students requiring special education whose  
10 individualized education program indicates that  
11 participation in the assessment approved pursuant to  
12 section 256.9, subsection 53, is not appropriate,  
13 consistent with the requirements of rules adopted by  
14 the state board of education for the administration of  
15 chapter 256B.

16 (3) Students who demonstrate an acceptable level  
17 of performance on an alternative performance measure  
18 approved by the director of the department of education  
19 pursuant to section 256.9, subsection 53.

20 (4) Students who demonstrate mastery through  
21 a student portfolio under alternative performance  
22 measures approved pursuant to section 256.9, subsection  
23 53.

24 (5) Students who have received intensive  
25 remediation in reading for two or more years but  
26 still demonstrate a deficiency in reading and who were  
27 previously retained in kindergarten, grade one, grade  
28 two, or grade three. Intensive reading instruction  
29 for students so promoted must include an altered  
30 instructional day that includes specialized diagnostic  
31 information and specific reading strategies for each  
32 student. The school district shall assist attendance  
33 centers and teachers to implement reading strategies  
34 that research has shown to be successful in improving  
35 reading among low-performing readers.

36 b. Requests for good cause exemptions from the  
37 mandatory retention requirement for students as  
38 described in paragraph "a", subparagraphs (3) and (4),  
39 shall be made consistent with the following:

40 (1) Documentation shall be submitted from the  
41 student's teacher to the school principal that  
42 indicates that the promotion of the student is  
43 appropriate and is based upon the student's academic  
44 record. Such documentation shall include but not be  
45 limited to the individualized education program, if  
46 applicable, report card, or student portfolio.

47 (2) The school principal shall review and discuss  
48 the recommendation submitted pursuant to subparagraph  
49 (1) with the teacher and the school principal shall  
50 determine whether the student should be promoted

1 or retained. If the principal determines that the  
2 student should be retained, the principal shall notify  
3 the student's teacher and parent or guardian of the  
4 decision in writing and the student shall be ineligible  
5 for the good cause exemption from mandatory retention.

6 (3) If the school principal determines that the  
7 student should be promoted, the school principal  
8 shall make such recommendation in writing to the  
9 district school superintendent. The district school  
10 superintendent shall accept or reject the school  
11 principal's recommendation and shall notify the school  
12 principal and the student's teacher and parent or  
13 guardian of the school superintendent's decision in  
14 writing. If the school superintendent determines  
15 that the student should be retained, the student  
16 shall be ineligible for the good cause exemption from  
17 mandatory retention. The parent or guardian of the  
18 student may appeal the superintendent's decision to  
19 the board of directors of the school district. If the  
20 superintendent's decision is affirmed by the school  
21 board, the decision is final and is not subject to  
22 appeal under section 290.1.

23 c. This section does not preclude the parent or  
24 guardian of a student with a reading deficiency from  
25 requesting that the student be retained at grade level.

26 3. Successful progression for retained readers. A  
27 school district shall do all of the following:

28 a. Conduct a review, within one week following  
29 the last instructional day of the school calendar,  
30 of student progress for any student retained under  
31 subsection 1, paragraph "c", who did not meet the  
32 criteria for one of the good cause exemptions in  
33 subsection 2, paragraph "a". The review shall address  
34 additional supports and services, as described in  
35 subparagraph (2), needed to remediate the identified  
36 areas of reading deficiency. The school district shall  
37 require a student portfolio to be completed for each  
38 such student.

39 b. Provide students who are retained under  
40 subsection 1, paragraph "c", with intensive  
41 instructional services and supports, free of charge, to  
42 remediate the identified areas of reading deficiency,  
43 including a minimum of a daily ninety-minute block of  
44 scientific-research-based reading instruction and other  
45 strategies prescribed by the school district which may  
46 include but are not limited to the following:

- 47 (1) Small group instruction.
- 48 (2) Reduced teacher-student ratios.
- 49 (3) More frequent progress monitoring.
- 50 (4) Tutoring or mentoring.

1 (5) Transition classes containing students in  
2 grades three and four.

3 (6) Extended school day, week, or year.

4 (7) Summer reading programs.

5 c. At regular intervals, apprise the parent or  
6 guardian of academic and other progress being made  
7 by the student and give the parent or guardian other  
8 useful information.

9 d. Implement a policy for the midyear promotion of  
10 any student retained under subsection 1, paragraph "c",  
11 who can demonstrate that the student is a successful  
12 and independent reader, reading at or above grade  
13 level, and ready to be promoted to grade four. Tools  
14 that school districts may use in reevaluating any  
15 student retained may include subsequent assessments,  
16 alternative assessments, and portfolio reviews,  
17 identified by rule pursuant to section 256.7,  
18 subsection 31. Students promoted during the school  
19 year after November 1 shall demonstrate proficiency  
20 pursuant to guidelines adopted by rule pursuant to  
21 section 256.7, subsection 31.

22 e. In addition to required reading enhancement and  
23 acceleration strategies, provide parents of students  
24 who are retained under subsection 1, paragraph "c",  
25 with a plan outlined in a parental contract, including  
26 participation in regular parent-guided home reading.

27 f. Establish, using funds received pursuant to  
28 section 257.10, subsection 11, a reading enhancement  
29 and acceleration development initiative designed to  
30 prevent the retention of grade three students and  
31 to offer intensive accelerated reading instruction  
32 to grade three students who fail to meet standards  
33 for promotion to grade four and to each kindergarten  
34 through grade three student who is assessed as  
35 exhibiting a reading deficiency. The initiative shall  
36 comply with all of the following criteria:

37 (1) Be provided to all kindergarten through  
38 grade three students at risk of retention under this  
39 section. The assessment initiative shall measure  
40 phonemic awareness, phonics, fluency, vocabulary, and  
41 comprehension.

42 (2) Be provided during regular school hours in  
43 addition to the regular reading instruction.

44 (3) Provide a reading curriculum that meets  
45 guidelines adopted pursuant to section 256.7,  
46 subsection 31, and at a minimum has the following  
47 specifications:

48 (a) Assists students assessed as exhibiting a  
49 reading deficiency in developing the ability to read  
50 at grade level.

1 (b) Provides skill development in phonemic  
2 awareness, phonics, fluency, vocabulary, and  
3 comprehension.

4 (c) Includes a scientifically based and reliable  
5 assessment.

6 (d) Provides initial and ongoing analysis of each  
7 student's reading progress.

8 (e) Is implemented during regular school hours.

9 (f) Provides a curriculum in core academic subjects  
10 to assist the student in maintaining or meeting  
11 proficiency levels for the appropriate grade in all  
12 academic subjects.

13 g. Report to the department of education the  
14 specific intensive reading interventions and supports  
15 implemented by the school district pursuant to this  
16 section. The department shall annually prescribe the  
17 components of required or requested reports, including  
18 but not limited to a report on the number of students  
19 retained under this section.

20 h. Provide a student who has been retained in grade  
21 three and who has received intensive instructional  
22 services but is still not ready for grade promotion,  
23 as determined by the school district, the option of  
24 being placed in a transitional instructional setting.  
25 Such setting shall specifically be designed to  
26 produce learning gains sufficient to meet grade four  
27 performance standards while continuing to remediate the  
28 areas of reading deficiency.

29 4. Notwithstanding subsection 1, paragraph "b",  
30 subparagraph (4), or any other provision of law to  
31 the contrary, a school district shall not be required  
32 to retain a student in grade three who exhibits a  
33 substantial deficiency in reading in accordance with  
34 this section until the school year beginning July 1,  
35 2016. This subsection is repealed July 1, 2016.

36 DIVISION XI

37 HOME RULE AUTHORITY

38 Sec. 54. NEW SECTION. 274.3 Exercise of powers ----  
39 construction.

40 1. The board of directors of a school district  
41 shall operate, control, and supervise all public  
42 schools located within its district boundaries and may  
43 exercise any broad and implied power related to the  
44 operation, control, and supervision of those public  
45 schools except as expressly prohibited or prescribed by  
46 the Constitution of the State of Iowa or by statute.

47 2. Notwithstanding subsection 1, the board of  
48 directors of a school district shall not have power to  
49 levy any tax unless expressly authorized by the general  
50 assembly.

1 3. This section shall not apply to a research and  
2 development school as defined in section 256G.2 or to  
3 a laboratory school as defined in section 265.1. The  
4 board of directors of a school district in which such a  
5 research and development school or laboratory school  
6 is located shall not exercise over such a school any  
7 powers granted to the board by subsection 1.

8 4. This chapter, chapter 257 and chapters 275  
9 through 301, and other statutes relating to the  
10 boards of directors of school districts and to school  
11 districts shall be liberally construed to effectuate  
12 the purposes of subsection 1.

13 DIVISION XII

14 ONLINE LEARNING INTERIM STUDY

15 Sec. 55. ONLINE LEARNING ---- INTERIM STUDY. The  
16 legislative council is requested to establish an  
17 interim study committee relating to online learning  
18 and programming for school districts and related  
19 educational issues. The objective of the study shall  
20 be to review the appropriate use of online learning by  
21 school districts, the appropriate levels and sources  
22 of funding for online learning, partnerships between  
23 school districts and private providers of online  
24 programs, and the potential use of online learning as  
25 the exclusive means to provide coursework required  
26 under the state's educational standards. The study  
27 shall identify opportunities between interested  
28 agencies and entities involved in or potentially  
29 involved in online learning activities, including  
30 but not limited to K-12 schools, area education  
31 agencies, institutions of higher learning, the  
32 public broadcasting division of the department of  
33 education, the department of education, and the Iowa  
34 communications network. The committee is directed to  
35 submit its findings and recommendations in a report to  
36 the general assembly by December 14, 2012.

37 DIVISION XIII

38 ADVANCED PLACEMENT PERFORMANCE FUNDING

39 Sec. 56. NEW SECTION. 257.16B Advanced placement  
40 performance funding.

41 1. For budget years beginning on or after July  
42 1, 2014, the department of management shall allocate  
43 from amounts appropriated by the general assembly to  
44 the department and from other moneys available to and  
45 obtained or accepted by the department for providing  
46 advanced placement performance funding for school  
47 districts as provided in this section.

48 2. a. Each school district shall receive an amount  
49 equal to the school district's total number of advanced  
50 placement students divided by the total number of

1 advanced placement students in the state, and then  
2 multiplied by the amount of moneys available to provide  
3 advanced placement performance funding for the budget  
4 year under subsection 1. The department of education  
5 shall certify to the department of management the total  
6 number of advanced placement students enrolled in each  
7 school district.

8 b. The department of management shall on or before  
9 July 1 of the budget year notify each school district  
10 of the amount of advanced placement performance funding  
11 under this section.

12 c. Payments made to school districts under this  
13 section are miscellaneous income and may be used for  
14 any school district general fund purpose.

15 3. For purposes of this section, "advanced placement  
16 student" means a student who was enrolled in the  
17 school district during the school year preceding the  
18 base year, who was enrolled in one or more advanced  
19 placement courses during such school year as provided  
20 under section 261E.4, and who also achieved a score  
21 on the advanced placement examination for at least  
22 one such course of three or higher on the advanced  
23 placement five-point scale.

24 4. The state board of education shall adopt rules  
25 under chapter 17A necessary to implement this section,  
26 including rules that prescribe all necessary reporting  
27 requirements for school districts.

28 DIVISION XIV

29 PROFESSIONAL SERVICE AND GUIDANCE COUNSELORS

30 Sec. 57. Section 256.9, Code Supplement 2011, is  
31 amended by adding the following new subsection:

32 NEW SUBSECTION. 65. a. Collaborate with, at  
33 a minimum, the board of educational examiners; the  
34 Iowa association of community college trustees; the  
35 association of Iowa area education agencies; the Iowa  
36 school counselor association; the economic development  
37 authority; the department of workforce development;  
38 the governor's science, technology, engineering, and  
39 mathematics advisory council; and students recommended  
40 by the Iowa jobs for America's graduates program; or  
41 successor entities, to develop standards and procedures  
42 for the approval of professional service and secondary  
43 guidance counselor preparation and professional  
44 development programs that, upon approval by the  
45 department, accredited postsecondary institutions which  
46 grant postgraduate degrees may offer to persons seeking  
47 authorization by the board of educational examiners  
48 to serve as secondary school guidance counselors or  
49 to provide professional services in Iowa schools.

50 A collaboration as specified in this subsection



1 shall include representation from any stakeholder  
2 organization willing to assist the department in  
3 meeting the requirements of this subsection.

4 b. Community colleges, the economic development  
5 authority, and the department of workforce development  
6 shall consult and coordinate with employment and  
7 workplace stakeholders in assisting the director in  
8 developing standards and procedures for the approval of  
9 programs pursuant to this subsection.

10 c. Accredited postsecondary institutions that offer  
11 programs approved pursuant to this subsection shall  
12 coordinate with community colleges to ensure that  
13 the professional development programs approved under  
14 this subsection are offered throughout the state at  
15 convenient times.

16 d. The requirements for coursework and programs  
17 approved pursuant to this subsection shall include but  
18 not be limited to the following:

19 (1) Provision of information regarding career  
20 exploration, planning, and development assistance;  
21 and opportunities available to Iowa's students from  
22 targeted industries as defined in section 15.411,  
23 subsection 1, as well as industries requiring skilled  
24 workers with educational backgrounds in science,  
25 technology, engineering, or mathematics.

26 (2) Elements to encourage the involvement of  
27 parents in career exploration and planning with their  
28 children.

29 (3) Elements to encourage the involvement of  
30 elementary counselors in career exploration and  
31 planning with their students.

32 (4) One semester credit or the equivalent  
33 issued by a community college or other accredited  
34 postsecondary institution in Iowa for coursework  
35 or professional development in career exploration,  
36 career education, and career planning. If offered by  
37 a community college, the coursework shall be offered  
38 at the resident tuition rate set pursuant to section  
39 260C.14, subsection 2, to students enrolled in approved  
40 professional service and guidance counselor preparation  
41 programs and to persons renewing their professional  
42 service or secondary guidance counselor licenses or  
43 endorsements pursuant to section 272.9B. If a community  
44 college fails to offer coursework or professional  
45 development in career exploration, career education,  
46 and career planning by July 1, 2013, the provisions  
47 of section 272.9B shall not apply to an applicant  
48 described in that section who resides within the  
49 boundaries of the community college and who is employed  
50 by an Iowa school as a secondary guidance counselor,



1 until July 1, 2014, or until twelve months following  
2 the date upon which the coursework is made available by  
3 the community college, whichever is later.

4 e. The director shall establish an application and  
5 review process for approval of programs developed and  
6 implemented pursuant to this subsection.

7 f. For purposes of this subsection, "professional  
8 service" refers to preparation and professional  
9 development programs for, and licensure and endorsement  
10 of, persons who are authorized under chapter 272 to  
11 provide services in Iowa schools as a school counselor.

12 g. This subsection shall not be construed to  
13 require that an accredited postsecondary institution  
14 offering a major course of study related to the  
15 relevant coursework offered in programs approved  
16 pursuant to this subsection establish additional credit  
17 requirements to graduate or achieve certification from  
18 the institution in the related major course of study  
19 from the institution. However, only coursework and  
20 programs that meet the requirements established by the  
21 director in accordance with this subsection shall be  
22 approved by the director.

23 Sec. 58. NEW SECTION. 272.9B Professional service  
24 and guidance counselor licenses.

25 Beginning July 1, 2014, except as provided in  
26 section 256.9, subsection 65, paragraph "d", the board  
27 shall require applicants for professional service and  
28 secondary guidance counselor licenses and endorsements,  
29 and for the renewal of such licenses and endorsements,  
30 to have successfully completed a professional service  
31 or secondary guidance counselor preparation program  
32 or professional development program, as appropriate,  
33 approved in accordance with section 256.9, subsection  
34 65.

35 Sec. 59. Section 279.61, Code 2011, is amended by  
36 adding the following new subsection:

37 NEW SUBSECTION. 3. Beginning July 1, 2015, except  
38 as otherwise provided in section 256.9, subsection 65,  
39 paragraph "d", career and academic guidance counseling  
40 services shall be provided by the board of directors  
41 of a school district to students enrolled in grades  
42 nine through twelve only by persons issued professional  
43 service or secondary guidance counselor licenses or  
44 endorsements pursuant to section 272.9B, or who hold  
45 a license issued by the board and meet the renewal  
46 requirements for a license pursuant to section 272.9B.

47 DIVISION XV

48 TRAINING, PREPARATION AND LICENSURE PROVISIONS

49 Sec. 60. Section 256.7, subsection 30, Code  
50 Supplement 2011, is amended to read as follows:

1 30. Set standards and procedures for the approval  
2 of training programs for individuals who seek an  
3 authorization issued by the board of educational  
4 examiners for ~~employment~~ the following:

5 a. Employment as a school business official  
6 responsible for the financial operations of a school  
7 district.

8 b. Employment as a school administration manager  
9 responsible for assisting a school principal in  
10 performing noninstructional duties.

11 Sec. 61. Section 256.16, subsection 1, Code 2011,  
12 is amended by striking the subsection and inserting in  
13 lieu thereof the following:

14 1. Pursuant to section 256.7, subsection 5, the  
15 state board shall adopt rules requiring all higher  
16 education institutions providing approved practitioner  
17 preparation programs to do the following:

18 a. (1) Administer a basic skills test, which  
19 has been approved by the director, to practitioner  
20 preparation program admission candidates. Candidates  
21 who do not successfully pass the test with a score  
22 above the twenty-fifth percentile nationally shall be  
23 denied admission to the program.

24 (2) A student shall not successfully complete the  
25 program unless the student achieves scores above the  
26 twenty-fifth percentile nationally on an assessment  
27 approved by the director in pedagogy and at least one  
28 content area, or on a valid and reliable subject-area  
29 specific, performance-based assessment for preservice  
30 teacher candidates, centered on student learning.

31 b. Include preparation in reading programs and  
32 integrate reading strategies into content area methods  
33 coursework.

34 c. Include in the professional education program,  
35 preparation that contributes to the education of  
36 students with disabilities and students who are  
37 gifted and talented, and preparation in classroom  
38 management addressing high-risk behaviors including  
39 but not limited to behaviors related to substance  
40 abuse. Preparation required under this paragraph must  
41 be successfully completed before graduation from the  
42 practitioner preparation program.

43 Sec. 62. Section 272.1, Code 2011, is amended by  
44 adding the following new subsection:

45 NEW SUBSECTION. 11A. "School administration  
46 manager" means a person who is authorized to assist  
47 a school principal in performing noninstructional  
48 administrative duties.

49 Sec. 63. Section 272.2, subsection 13, Code  
50 Supplement 2011, is amended to read as follows:

1     13. ~~Adopt rules to provide for nontraditional~~  
2 ~~preparation options for licensing persons who hold~~  
3 ~~a bachelor's degree from an accredited college or~~  
4 ~~university, who do not meet other requirements for~~  
5 licensure establish alternative licensure pathways for  
6 an initial teacher license and an initial administrator  
7 license and endorsement pursuant to section 272.16.  
8 The rules shall prescribe standards and procedures  
9 for the approval of alternative principal licensing  
10 programs which may be offered in this state by  
11 designated agencies located within or outside this  
12 state. Procedures provided for approval of alternative  
13 principal licensing programs shall include procedures  
14 for enforcement of the prescribed standards.

15     Sec. 64. NEW SECTION. 272.16 Alternative licensure  
16 and endorsement.

17     1. The board shall establish alternative licensure  
18 pathways for an initial teacher license and an initial  
19 administrator license and endorsement.

20     2. The alternative pathway for an initial teacher  
21 license shall include all of the following components:

22     a. A requirement that the applicant for the  
23 alternative pathway to an initial teacher license meet  
24 all of the following criteria:

25         (1) Hold, at a minimum, a bachelor's degree from  
26 a regionally accredited postsecondary institution and  
27 twenty-four postsecondary credit hours in the content  
28 area to be taught at the licensure level sought by the  
29 applicant; or, in order to teach a foreign language,  
30 the applicant shall hold at least a bachelor's degree  
31 and be a native speaker of the language to be taught.

32         (2) Have successfully passed a background check  
33 conducted in accordance with section 272.2, subsection  
34 17.

35         (3) Have at least three recent consecutive years of  
36 successful, relevant work experience.

37         (4) Have successfully passed a basic skills test,  
38 approved by the director, for acceptance. An applicant  
39 utilizing the alternative pathway to an initial teacher  
40 license shall not be issued such a license unless  
41 the student achieves scores above the twenty-fifth  
42 percentile nationally on an examination approved by the  
43 board for knowledge of pedagogies and in at least one  
44 content area.

45     b. A requirement that the person issued an initial  
46 teacher license pursuant to this subsection shall,  
47 during the person's first three years of teaching,  
48 successfully complete a beginning teacher mentoring and  
49 induction program pursuant to section 284.5, and shall  
50 successfully complete eighteen postsecondary credit

1 hours of pedagogy coursework before the person may be  
2 issued a license beyond the initial license.

3 3. The alternative pathway for an initial  
4 administrator license shall include all of the  
5 following components:

6 a. A requirement that the applicant for the  
7 alternative pathway to an initial administrator license  
8 meet all of the following criteria:

9 (1) Hold, at a minimum, a bachelor's degree from a  
10 regionally accredited postsecondary institution.

11 (2) Have successfully passed a background check  
12 conducted in accordance with section 272.2, subsection  
13 17.

14 b. A requirement that a person who is issued an  
15 initial administrator license through the alternative  
16 pathway specified by this subsection may be employed by  
17 a school district or accredited nonpublic school and,  
18 for the first consecutive three years of employment  
19 as a building principal, shall be supervised and  
20 mentored by a person who holds a valid professional  
21 administrator license.

22 4. A person with at least five recent years of  
23 successful experience as a professional educator, and  
24 who is enrolled in an alternative principal licensing  
25 program approved by the board, may qualify for an  
26 initial administrator license.

27 5. A person with at least five recent years of  
28 successful management experience in business; industry;  
29 local, state, or federal government; or the military  
30 service of the United States, and who has successfully  
31 completed an alternative principal licensing program  
32 approved by the board, may qualify for an initial  
33 administrator license.

34 6. a. The alternative pathway for an initial  
35 administrator endorsement for school superintendents  
36 and area education agency administrators shall require  
37 an applicant to meet all of the following criteria:

38 (1) Hold, at a minimum, a bachelor's degree from a  
39 regionally accredited postsecondary institution.

40 (2) Have successfully passed a background check  
41 conducted in accordance with section 272.2, subsection  
42 17.

43 (3) Have at least five recent years of successful,  
44 relevant experience as a professional educator or  
45 management experience in business; industry; local,  
46 state, or federal government; or the military service  
47 of the United States.

48 b. A person issued an initial administrator  
49 endorsement for superintendents or area education  
50 agency administrators under this subsection shall

1 successfully complete a beginning mentoring and  
2 induction program with a mentor who is a superintendent  
3 or area education agency administrator, as appropriate.

4 c. A person issued an initial administrator  
5 endorsement for superintendents or area education  
6 agency administrators pursuant to this subsection,  
7 who successfully completes three years of experience  
8 as a superintendent or area education agency  
9 administrator, may be issued a license beyond the  
10 initial administrator endorsement.

11 7. Upon application, a person who holds an initial  
12 administrator license issued pursuant to subsection 3,  
13 and who has three years of successful experience as a  
14 principal, shall be issued a professional administrator  
15 license.

16 Sec. 65. Section 272.25, subsection 1, Code 2011,  
17 is amended to read as follows:

18 1. A requirement that each student admitted to  
19 an approved practitioner preparation program must  
20 participate in field experiences that include both  
21 observation and participation in teaching activities in  
22 a variety of school settings. These field experiences  
23 shall comprise a total of at least fifty hours in  
24 duration, at least ten hours of which shall occur prior  
25 to a student's acceptance in an approved practitioner  
26 preparation program. The student teaching experience  
27 shall be a minimum of ~~twelve~~ fifteen weeks in duration  
28 during the student's final year of the practitioner  
29 preparation program.

30 Sec. 66. Section 272.31, Code 2011, is amended by  
31 adding the following new subsection:

32 NEW SUBSECTION. 2A. The board shall issue a school  
33 administration manager authorization to an individual  
34 who successfully completes a training program that  
35 meets the standards set by the state board pursuant to  
36 section 256.7, subsection 30, and who complies with  
37 rules adopted by the state board pursuant to subsection  
38 3.

39 DIVISION XVI

40 KINDERGARTEN REQUIREMENT

41 Sec. 67. Section 299.1A, Code 2011, is amended to  
42 read as follows:

43 299.1A Compulsory attendance age.

44 1. A Except as provided in subsection 2, a  
45 child who has reached the age of six and is under  
46 sixteen years of age by September 15 is of compulsory  
47 attendance age. However, if a child enrolled in a  
48 school district or accredited nonpublic school reaches  
49 the age of sixteen on or after September 15, the child  
50 remains of compulsory age until the end of the regular

1 school calendar.

2 2. A child who has reached the age of five by  
3 September 15 and who is enrolled in a school district  
4 shall be considered to be of compulsory attendance age  
5 unless the parent or guardian of the child notifies  
6 the school district in writing of the parent's or  
7 guardian's intent to remove the child from enrollment  
8 in the school district.

9 DIVISION XVII

10 STATE MANDATE

11 Sec. 68. STATE MANDATE FUNDING SPECIFIED. In  
12 accordance with section 25B.2, subsection 3, the state  
13 cost of requiring compliance with any state mandate  
14 included in this Act shall be paid by a school district  
15 from state school foundation aid received by the school  
16 district under section 257.16. This specification  
17 of the payment of the state cost shall be deemed to  
18 meet all of the state funding-related requirements of  
19 section 25B.2, subsection 3, and no additional state  
20 funding shall be necessary for the full implementation  
21 of this Act by and enforcement of this Act against all  
22 affected school districts.>

23 2. Title page, line 4, before <school> by inserting  
24 <the department of management,>

25 3. By renumbering as necessary.

COMMITTEE ON EDUCATION

FORRISTALL of Pottawattamie, Chairperson